

**UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION**

|                              |   |  |
|------------------------------|---|--|
| NETLIST, INC,                | ) |  |
|                              | ) |  |
| Plaintiff,                   | ) | Case No. 22-mc-01279                     |
|                              | ) |  |
| vs.                          | ) |  |
|                              | ) |  |
| ADVANCED MICRO DEVICES, INC. | ) | Pending in: The United States District   |
| INC.,                        | ) | Court for the Eastern District of Texas, |
|                              | ) | Marshall Division—No. 2:21-cv-463-JRG    |
| Defendant.                   | ) |  |
|                              | ) |  |
|                              | ) |  |

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**STATUS REPORT AND MOTION FOR AN ORDER TO STAY  
NETLIST, INC.'S MOTION TO COMPEL ADVANCED MICRO  
DEVICES, INC. TO COMPLY WITH THE SUBPOENA**

Movant Netlist, Inc. (“Netlist”) respectfully submits this Status Report regarding its Motion to Compel Advanced Micro Devices, Inc. (“AMD”) to Comply with the Subpoena, filed on December 6, 2022 (the “Motion”).

Netlist personally served the Motion on AMD on December 7, 2022 at its registered agent’s office at 1999 Bryan Street, Suite 900, Dallas, Dallas County, TX 75201. Netlist further served a courtesy copy of the Motion on counsel for AMD electronically on December 6, 2022. AMD does not dispute the sufficiency of the service of Netlist’s Motion.

On December 9, 2022, AMD consented to produce the documents requested in Netlist’s Motion and committed to make such documents available for inspection starting from December 12, 2022. In reliance of AMD’s representations, Netlist agreed to make this submission and moves this Court to enter an order staying further briefing on the Motion to allow Netlist to review the discovery AMD provides. Netlist expects to be able to update the Court by December 30, 2022.

Through its counsel, AMD reviewed this Status Report prior to its filing, and confirmed to Netlist that AMD agrees to Netlist’s submission. Netlist will serve a copy of this Status Report on AMD via email, as the parties have agreed that such service is effective under Rule 5(b)(2)(F) of the Federal Rules of Civil Procedure.

Dated: December 12, 2022

Respectfully submitted,

/s/ Jennifer L. Truelove

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*Attorneys for Plaintiff Netlist, Inc.*

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the above and foregoing document has been served on all counsel of record via ECF notice on December 12, 2022.

/s/ Jennifer L. Truelove

Jennifer L. Truelove